

DEEMED SHE HIRED ELWELL SLAYERS

Suspect Who Resembles
Mrs. Fairchild' Wrathful
at Being Questioned.

AN ALIBI HER ANSWER

Had Been Through Police
Ordeal Before and Freed
After Much Publicity.

LOCAL OFFICERS AT SEA

Admit That Story Told by Roy
Harris at Buffalo Is
'Standing Up.'

Questioned by detectives from the homicide squad, the woman who is alleged by Roy Harris to resemble the "Mrs. Fairchild" he claims hired him to assassinate Joseph B. Elwell, denied yesterday having any knowledge of the manner in which the turfman and card expert met his death.

Asserting that she had thought that her dealings with the authorities in connection with the case had ended long ago, this woman expressed considerable ire at being dragged back into the investigation through statements which Harris has been making to the Buffalo authorities. Although resenting the inclination of the authorities to question her, she is understood to have answered their questions and to have given them an account in the nature of an alibi.

Details of the woman's talk with the police were withheld. That she had good ground for entertaining the deepest sort of animosity toward the card expert was apparent to all who heard the story of her relations with him, but for various reasons she had been eliminated from the case long ago in the judgment of both police and prosecuting officers. Nevertheless, she is being kept under the closest surveillance.

At Police Headquarters yesterday both Inspector John Coughlin, head of the detective forces, and Capt. Arthur Carey of the homicide squad, seemed impressed by the apparent inability of Detective Henry Oswald of this city to upset the Harris story. On Thursday, when Oswald was on his way to Buffalo, one high police official said: "We'll know when he gets there whether that man is telling the truth or not. Oswald knows enough about this case to show him up in half an hour if he is lying."

Yesterday, when Oswald, after hours of grilling, had failed to show up Harris as a faker, the opinion was expressed at Headquarters that for a "fake confession" the story of Harris was standing up remarkably well, and he would have to be brought to this city. In the other "confessions" to the Elwell murder which the authorities have received, there was nothing in the nature of the Harris story. These other "confessions" showed on their faces that they were the results of deranged minds and fruitful imaginations.

Reports to the effect that Harris is of the impression that Elwell came down stairs while the assassins were waiting in the house and used the telephone in the reception room caused some comment among officials here. John T. Dooling, Assistant District Attorney, pointed out that this telephone appeared to be out of order when an attempt was made to summon an ambulance over it after the discovery of the body.

A police officer said that the telephone in the reception room was not actually out of order, but that the man who tried to call the ambulance had trouble in getting the operator and became impatient. Mr. Dooling, however, remarked that the telephone records show persistent efforts on the part of some one in the Elwell house to get Far Rockaway number on the morning of the slaying, and that Harris, in his statement, makes no mention of this.

MRS. JAYNE NAMES GIRL WITH RED HAIR

Lawyer's Wife Says Mother-in-Law Scorned Her.

So varied are the business and social affairs of Chester A. Jayne, lawyer, that Supreme Court Justice Newburger yesterday turned over to a referee the question of how much alimony and counsel fees he should pay Mrs. Emma Louise R. Jayne, who is suing for separation. In her papers, which mention her husband's alleged flirtations with a red-haired secretary, she asks for \$4,000 a year alimony and \$3,000 counsel fees.

Mrs. Jayne's income has not been less than \$25,000 a year since they were married June 28, 1916. His wife alleged that last March, when he deserted her, she alleged, her husband kept her in luxury in city hotels and at a country estate at Lynbrook, L. I., where they entertained lavishly and she had servants, automobiles and received valuable presents from him of gowns, furs and jewelry. In addition to his income from law practice he has a substantial salary as vice-president of the Ralph L. Fuller Company, chemists, 21 Fulton street, she alleges.

Mrs. Jayne mentions Miss Pearl M. Freeman, her husband's secretary, as the cause of her neglect. She says the girl rebuffed and insulted her when she called on her husband's office to learn his whereabouts after he left her. When he was in Europe, she alleges, Miss Freeman wrote to him often, her letters containing such phrases as "My dear Chester," "If you were only here to spend some time with me, I never needed you so much" and "Thank you for the love at the end of the cable—can you send me?"

Her mother-in-law treated her with "scorn" and wrote a letter in which she referred to her as a "bad motor," the plaintiff alleges. Justice Newburger will decide the question of alimony when he gets the report of the referee.

Write for this Booklet

It tells how to receive a generous income from a regular, trustworthy, non-taxable investment absolutely safe. Your money helps a Christian enterprise.

Write for Booklet No. 1

American Bible Society, 25 White House, New York.

ROY HARRIS NOT INSANE OR LYING, SAYS ALIENIST

Continued from First Page.

action. She also insists that he is subject to fainting spells and queer streaks. "I'll have a talk with my wife," Harris said when this assertion was carried to him. "I told her nothing of the sort. A fat chance I'd have to whisper to my wife in the District Attorney's office. And I never fainted in my life. She's just trying to protect me. I can't see why they're keeping her in jail. She doesn't know a thing about Elwell."

In addition to the judgment of Dr. Putnam, which is highly regarded in this city, some weight was cast into the scales on the side of Harris's credibility today when it became known that he had been in the city for three months ago, he called up City Hall in New York and asked for "Cross, a politician." It will be recalled that in his long story yesterday Harris said that Mrs. Fairchild told him and his partner, Duncan, that they could kill Elwell with impunity, as a big politician named Cross at City Hall would protect them.

Tale About 'Cross' Verified.

To-day Harris said that his conscience bothered him so that when he was in Detroit he was on the point of confessing and decided to telephone Cross to see who could be done. He told me the telephone operator that no such person as Cross was known there. And now Detroit reports that a call to New York city was actually put through from the place and at the time given by Harris to-day and that the report as to the non-existence of Cross was made to the caller, just as Harris says. Dr. Putnam holds this to be a pretty convincing indication that Harris is not a liar.

Yesterday Mr. Putnam merely listened to Harris as he unfolded his narrative in the presence of the District Attorney and police. To-day he made a personal examination. In all he has studied the young man two and one-half hours. This is what Dr. Putnam said to reporters after to-day's scrutiny:

"Harris is a sane man. He may be lying sometimes. He has a very good command of language, never hesitates for a word. He told me all about the George Junior Republic in Connecticut, where he was sent for a while when he was 14 years old. He was not confused or contradictory. He said he was elected jailer, then chief police and finally mayor of the republic. He told me of his manner of life, of the two separations from his wife, of their accidental meeting the other day. He told me about the Elwell murder."

Not Lying, Says Alienist.

"I do not think he is a pathological liar. He is not of the type that fabricates wonderful stories. He is not like the six innocent men who confessed that they had killed President McKinley. I think he is not a notoriety seeker. His confession deserves serious consideration."

"You ask me why he told his murder story so easily and coolly—without emotion? Well, he thinks he cannot be sent to the electric chair for it. He believes that a man who confesses gets a lesser sentence. That is an idea he acquired in the George Junior Republic."

"In a general way I'd say that Harris is not lying, but I wouldn't say he does not lie. When he told me the other fellow did the shooting of Elwell he emphasized his anxiety to have us believe that he, Harris, didn't do it. But I wouldn't say he wasn't lying when he said he did it. He was lying. This, in my opinion, is the crux of the whole thing, his particularity in insisting that he, Harris, didn't do it. It does not matter so much whether he is lying about the shooting of Elwell as it does about the reception room in the house and of other things wouldn't necessarily indicate that he was lying. There is nothing to be gained by his lying. He does not prove he wasn't there. Of course, that would have to be determined by persons more conversant with the case than I am."

"Physically and mentally he is a sound man. He responds normally to all the tests, including those of the reflexes. He has none of the stigmata of degeneration described by Lombroso. I suppose he is no more truthful than any body else. He is quite a fellow to talk about his conscience. Talks about it more than most of my acquaintances do."

Doesn't Ring True, Says Oswald.

"He said that Duncan hid behind the couch in the reception room. As I said before, there was no couch. He says to-day that when Elwell came in he, Harris, was sitting on the couch and saw Duncan in the reception room and ran into the hall and behind the stairs. Yesterday he said that he and Duncan assumed their positions long before Elwell came in."

He says the doorbell did not ring while he was in the house. The postman rang the bell, and it is a loud bell. He says that after the shooting he ran past the reception room to the front door, he took a quick glance into the reception room and saw a figure slumped on a chair."

Yesterday he said that he did not look into the room and saw nothing of Elwell except his feet as he went up and down stairs. Oswald's conclusion at this time is that he must preserve an open mind, but that the man's story does not ring true. He admits that the story has not been shaken in any important way, and that it is extraordinarily consistent. He was impressed by Harris's sense of fairness indicated by his saying, after observing that the photograph of the woman handed to him by the detective was "slightly familiar."

"Be sure and use the word slightly in making your report, for I don't want to harm his reputation," he said, after looking at the newspaper portrait of Harris in a blue serge suit, was asleep on a cot in his cell when correspondents visited him this afternoon. He accepted with thanks a box of cigarettes and put them in his pocket without lighting one. His hair was rumpled, but he did not look especially tired.

"They all look like sisters," he said, after looking at the newspaper portraits of the six women. "It's pretty hard to tell them apart, isn't it?"

Didn't Know Mrs. Elwell.

His glance kept returning to the photograph of the woman who he thinks may be someone like Mrs. Fairchild. He remarked that this was a different photograph of her than the one he saw in a New York paper within two weeks after the Elwell murder. "This doesn't look as much like her as the other one did," he remarked. In the course of the conversation he reminded that the widow of Elwell, who was separated from her husband, had an office at 385 Fifth avenue when Harris ran an elevator there. He was asked if he had ever seen her. He said he might have, but didn't know.

As he turned back to his bare, sagging mattress, beside which stood a bottle of coffee, he called to the departing visitors: "Give my regards to my sister when you get back to New York."

Mrs. Harris, describing her husband as "not guilty, just crazy," said to-night that she was walking with her husband on Riverside Drive the evening before Elwell was killed at the Central Park South. Thereafter, after rejoining her husband in New York, they went to Syracuse because living there was cheaper. She went home again and Roy wrote her from Chicago, Detroit, Kalamazoo, Montreal and Rochester.

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Stokes Suit Turns
ON ELWELL CASE

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Pettie answered "no" to the questions. Mr. Littleton told reporters he has witnesses who will prove that an attempt was made to connect Mrs. Stokes with Elwell in some way, but that the keys did not fit the Elwell door. He drew from Mr. Stokes's employee an admission that the apartment door of Edgar T. Wallace, named as a correspondent, might have been opened by a slight push as well as by the keys, as was testified Thursday.

Questioned about a rumor that Mr. Stokes had attempted also to link Mrs. Stokes as a "red-headed correspondent" in the James A. Stillman divorce case, Mr. Littleton asserted that so far as he knew the rumor was true; that Mr. Stokes had gone to the office of Louis S. Levy of Stanchfield & Levy, Stillman attorneys, but that Mr. Levy refused to consider Mrs. Stokes as a probable correspondent. Mr. Stokes denied vehemently that he approached the Stillman attorneys, but he admitted a suggestion of his counsel, however, admitted he had identified a picture of Mrs. Leeds of the Stillman case as a woman who often had lunch and ten with Mrs. Stokes. Maria Jones, negro, whose testimony in behalf of Mr. Wallace was a bulwark for the defense, was subjected to a long cross-examination by Mr. Stokes's attorneys, but they did not succeed in shaking her story, nor could they get her to admit to the presence of any women in Wallace's apartment at a time when possible indiscretions might have been witnessed.

The trial will be resumed Monday.

PEON MURDER JURY UNABLE TO AGREE

Out Nine Hours in Williams
Case at Midnight, When
Locked Up for Night.

Special Dispatch to THE NEW YORK HERALD, COVINGTON, Ga., April 9.—At 12:55 this morning, the jury in the case of John S. Williams, accused of murder in connection with the death of eleven negroes on his Jasper county farm, was locked up for the night. The jury had deliberated for nine hours without reaching a verdict.

Green F. Johnson's dramatic appeal for an acquittal was a feature of the closing session of the trial. This country lawyer wound up his speech of more than three hours with a reference to Williams's four sons, three of whom were absent from the trial and all of whom served during the recent war, the oldest, Dr. Gus Williams, being the only American officer decorated with the highest award the British Government ever bestowed on a medical officer of the United States. It was for bravery on the battlefield.

"They bore their father's blood," said the attorney. "Theirs is not the blood that slaughters innocent negroes by the wholesale, but rather that which means their country's foes on the battle front. It is the blood of men."

Following Mr. Johnson's appeal for acquittal, Judge Hutcheson charged the jury. He followed the usual outline in murder cases and admonished them especially that they were not to consider evidence in the case affecting Manning except as it affected the guilt or innocence of Williams. The Judge upheld the State's contention that the exact date of the crime did not have to be shown.

Williams did not leave the courtroom on adjournment, but remained in custody of a deputy. He was chatting with friends and laughing. Williams called his children around him and talked to them. Then he asked them to "let me talk to mamma for a little while alone."

Williams was more serious as the last session of the trial began than he has appeared heretofore. His wife also wore a solemn expression and the children seemed to realize their father's fate was hanging in the balance.

"It will be over now soon," said Williams, as he patted Lawyer Johnson on the back. "And I believe we have whipped 'em."

He congratulated the brilliant attorney who has fought so hard for his acquittal, and told him he had done "mighty fine work." Williams's seven-year-old son sat in his lap.

ACQUITTED OF PEONAGE.

ATLANTA, April 8.—Willard Connell, a Pike county farmer, was acquitted of a charge of peonage by a jury in the United States District Court here to-day. He was charged with unlawfully holding Cornelius Alexander, a negro, on his farm.

The case was submitted to the jury without argument and a verdict was returned in five minutes.

ST. LOUIS HONORS WAR'S DEAD.

ST. LOUIS, April 8.—St. Louis to-day mourned the deaths of 500 of its sons who were killed in the world war. Flags were at half staff. The bodies of six soldiers which were returned from France lay in state in the rotunda of the City Hall and will be buried with military honors to-morrow.

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